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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

JUL 06 2009

John A. Winters, Superior Court Clerk
By Glorietta Robinson Deputy
GLORIETTA ROBINSON

8
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF LOS ANGELES**
11

12 SAM LUTFI, an individual,

13 Plaintiff,

14 vs.

15 LYNNE IRENE SPEARS, an individual;
16 JAMES PARNELL SPEARS, an individual;
17 BRITNEY JEAN SPEARS, an individual; and
DOES 1 through 25, inclusive,

18 Defendants.
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Case No: BC 406904

**DECLARATIONS OF ADNAN GHALIB,
ALLI SIMS, ROBIN JOHNSON AND
FILIPE TEIXEIRA IN SUPPORT OF
PLAINTIFF SAM LUTFI'S
OPPOSITION TO DEFENDANT LYNNE
SPEARS' MOTION TO STRIKE
PURSUANT TO ANTI-SLAPP STATUTE**

[Opposition to Motion to Strike Pursuant to
Statute; Declaration of Sam Lutfi, Request
for Judicial Notice and Evidentiary
Objections filed concurrently herewith]

Date: July 23, 2009

Time: 8:30 a.m.

Place: Dept. 23

Action filed: February 3, 2009

Trial date: March 8, 2010

Assigned for all purposes to Judge Zaven V.
Sinanian, Dept. 23

25
26 ****Note:** The caption pages attached to the declarations of Adnan Ghalib, Alli Simms,
27 Robin Johnson and Filipe Teixeira were prepared prior to the filing of this action and in
28

Declarations of Adnan Ghalib, Alli Sims, Robin Johnson and Filipe Teixeira in Support of
Lutfi's Opposition to Motion to Strike

1 anticipation of a special motion to strike. This caption page is provided merely for the purpose
2 of properly filing the declarations and identifying the action.

3
4 Dated: July 3, 2009

FREEDMAN & TAITELMAN, LLP

5
6 By:


Bradley H. Kreshek
Attorneys for Plaintiff Sam Lutfi

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**

10
11 SAM LUTFI, an individual,

12 Plaintiff,

13 vs.

14 LYNNE IRENE BRIDGES SPEARS, an
15 individual, et al.,

16 Defendants.
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DECLARATION OF ADNAN GHALIB

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21 I, Adnan Ghalib, do hereby declare:

22 1. I am over the age of eighteen. I am not a party to this action. Except as to those
23 facts that are stated herein on information and belief, as to the following facts, I know them to be
24 true of my own knowledge. If called upon to testify, I would and could testify competently to the
25 facts set forth herein.

26 2. I first met Britney Spears ("Britney") on or about December 20, 2007.

27 3. From approximately January 1, 2008 through approximately March 2008, I dated
28 Britney and lived with her at her home in Beverly Hills. During that time, I first became aware

Declaration of Adnan Ghalib

1 of Sam Lutfi ("Lutfi").

2 4. On January 3, 2008, while I was at home watching television, I heard a report
3 stating that Britney had been transported to Cedars-Sinai Medical Center, via ambulance, and
4 placed on a seventy-two (72) hour psychiatric evaluation.

5 5. On January 4, 2008, I received a telephone call and several text messages from
6 Britney requesting that I visit her at Cedars-Sinai. That evening, I went to the hospital and
7 visited with Britney.

8 6. Shortly after the January 3, 2008 incident, it became public knowledge that I was
9 dating Britney. Consequently, I was contacted by numerous television shows, entertainment
10 magazines and other media with requests for interviews about Britney and the events leading up
11 to her being taken to Cedars-Sinai.

12 7. I was initially reluctant to give any interviews and refused to do so. However, a
13 week or so after the January 3, 2008 incident, I received a telephone call from Britney's mother,
14 Lynne Spears ("Lynne"), wherein she instructed me to give an interview and tell the interviewer
15 that everything was fine with Britney; that Britney was not on drugs or an alcoholic; and that all
16 of Britney's problems including, without limitation, accusations of drug abuse, erratic behavior,
17 etc., were caused by Lutfi.

18 8. On or about January 22, 2008, per Lynne's instruction, I gave the interview,
19 however, I did not blame Britney's problems on Lutfi, as Lynne instructed, because I had no
20 personal knowledge, or any reason to believe, that any of Lynne's accusations or assertions about
21 Lutfi were true.

22 9. I am informed and believe that Lynne has stated on page 176 of her book,
23 "Through the Storm", that I told her that Lutfi hid Britney's cell phones and then told Britney
24 that he (Lutfi) lost them.

25 10. Lynne's statement is false. At no time did I ever tell Lynne that Lutfi hid
26 Britney's cell phones or that Lutfi told Britney that he (Lutfi) had lost them.

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1 11. I am informed and believe that Lynne has stated on page 176 of her book,
2 "Through the Storm", that I told her that Lutfi would hide Britney's dog, London, and once
3 Britney was crying, bring out the dog and act like a savior.

4 12. Lynne's statement is false. At no time did I ever tell Lynne that Lutfi hid
5 Britney's dog or that, after Britney became upset, Lutfi would bring out the dog and act like a
6 savior.

7 13. I am informed and believe that, in her book, "Through the Storm", Lynne asserts
8 that Lutfi told her that he had cut the phone lines at Britney's house. Based on my own personal
9 knowledge and experience, I do not believe that this assertion is true.

10 14. First, at all times when I lived at the house, the telephones at Britney's house were
11 always in working order. In addition, there is a fax machine in a small office in the house that
12 was always working. I often used the fax telephone to make calls when other phone lines were in
13 use or unavailable.

14 15. Second, the complex in which the house is located is a gated community guarded
15 by a security guard located at the front gate entrance. The guard only allows visitors into the
16 complex after receiving approval from the residents of the complex. In order to obtain approval
17 for Britney's visitors, the guard has to call Britney's house on the telephone. Had the phone lines
18 been cut, as alleged, security would have been unable to communicate with anyone in the house
19 and, consequently, visitors, including Lynne, would not have been able to enter the complex.

20 16. Third, Britney's house is also gated. The gate is controlled by a keypad that is
21 connected to Britney's house via the phone lines. Had the phone lines been cut, as alleged,
22 visitors, including Lynne, would not have been able to communicate with anyone in the house
23 and would not have been able to enter the property.

24 17. I am informed and believe that, in her book, "Through the Storm", Lynne also
25 asserts that Lutfi told her that he had ground up pills, such as Risperdol and Seroquel, in
26 Britney's food in attempt to keep her sedated and out of trouble. Based on my own personal
27 knowledge and experience, I do not believe that this assertion is true.

28 ///

18. At no time during the time I lived with or was in her presence did I ever witness Britney to be in a sedated state or in a drug-induced coma.

I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 5th day of January 2009, at Los Angeles, California.

Adnan Ghalib

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**
10

11 SAM LUTFI, an individual,

12 Plaintiff,

13 vs.

14 LYNNE IRENE BRIDGES SPEARS, an
individual, et al.,

15 Defendants.
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DECLARATION OF ALLI SIMS

21 I, Alli Sims, do hereby declare:

22 1. I am over the age of eighteen. I am not a party to this action. Except as to those
23 facts that are stated herein on information and belief, as to the following facts, I know them to be
24 true of my own knowledge. If called upon to testify, I would and could testify competently to the
25 facts set forth herein.

26 2. I am a distant cousin of Britney Spears ("Britney").

27 3. I lived with Britney in her Beverly Hills, California and Malibu, California homes
28 during the period of February 2007 through October 2007. After October 2007, although I no

1 longer lived with Britney, I was in contact with her nearly every day.

2 4. I acted as a de-facto personal assistant to Britney during the period of March 2007
3 through August 2007.

4 5. I am informed and believe that Britney's mother, Lynne Spears ("Lynne") has
5 stated in her book, "Through the Storm", that she believed that Sam Lutfi ("Lutfi") was
6 intentionally trying to shut Britney's family out of her life. Based on my own personal
7 knowledge and experience, I do not believe that Lynne's belief has any valid foundation.

8 6. During the period I lived with Britney and served as her personal assistant, and
9 during the months that followed, I was in constant contact with Lutfi and spoke with him nearly
10 every day.

11 7. At no time during the period I lived with Britney and served as her personal
12 assistant, or during the months that followed, did I ever hear Lutfi say anything negative about
13 Britney's parents. In fact, I often heard Lutfi encouraging Britney to make amends with her
14 parents and invite them back into her life. For her part, Britney was resistant to Lutfi's
15 suggestions and wanted nothing to do with her parents whom she believed had betrayed her.

16 8. I am also informed and believe that, in her book, Lynne asserts that Lutfi told her
17 that he threw away all of Britney's cell phone chargers and cut phone lines at Britney's house.
18 Based on my own personal knowledge and experience, I do not believe that this assertion is true.

19 9. During the period I lived with Britney and served as her personal assistant, and
20 during the months that followed, there was a large cell phone docking station located on one of
21 the tables in Britney's house. On numerous occasions, I witnessed the docking station being
22 used to charge multiple cell phones, including Britney's.

23 10. During the period I lived with Britney and served as her personal assistant, and
24 during the months that followed, I often received telephone calls from Britney from her cell
25 phone. I also witnessed Britney making and receiving calls on her cell phone on nearly a daily
26 basis.

27 11. At no time during the period I lived with Britney and served as her personal
28 assistant, or during the months that followed, did I ever witness Britney without a working cell

1 phone. In fact, I witnessed Britney making and receiving calls on her cell phone on nearly a daily
2 basis.

3 12. At no time during the period I lived with Britney and served as her personal
4 assistant, or during the months that followed, did Britney ever mention being unable to make
5 calls from her cell phone or any other phone in her house.

6 13. At no time during the period I lived with Britney and served as her personal
7 assistant, or during the months that followed, did I ever experience difficulty making telephone
8 calls from any of her house phones, nor did I ever have trouble reaching Britney on the house
9 phones.

10 14. I am informed and believe that, in her book, Lynne asserts that Lutfi told her that
11 he disabled Britney's cars so that she could not leave her house unattended. Based on my own
12 personal knowledge and experience, I do not believe that this assertion is true.

13 15. At no time during the period I lived with Britney and served as her personal
14 assistant, or during the months that followed, did I ever witness her or anyone else have any
15 difficulty starting any of her cars. In fact, on most occasions, Britney would request either I, or
16 someone else, drive her in her car to run errands, etc. Each time I did so, the car was in perfect
17 working order. I never had to request that any car be restored to running condition.

18 I hereby declare under penalty of perjury under the laws of the State of California that the
19 foregoing is true and correct.

20
21 Executed this 15 day of December 2008, at Los Angeles, California.

22
23 
24 Alli Sims

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7 Attorneys for Plaintiff Sam Lutfi

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**

10
11 SAM LUTFI, an individual,

12 Plaintiff,

13 vs.

14 LYNNE IRENE BRIDGES SPEARS, an
15 individual, et al.,

16 Defendants.
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DECLARATION OF ROBIN JOHNSON

20 I, Robin Johnson, do hereby declare:

21 1. I am over the age of eighteen. I am not a party to this action. Except as to those
22 facts that are stated herein on information and belief, as to the following facts, I know them to be
23 true of my own knowledge. If called upon to testify, I would and could testify competently to the
24 facts set forth herein.

25 2. I have worked as a Supervised Visitation Monitor for about 10 years. For all
26 times relevant hereto, I have been, and remain, the Owner of Family Care Monitoring Services, a
27 California corporation in good standing.

28 3. As a family care monitor, I am often retained by attorneys in high-profile celebrity

Declaration of Robin Johnson

1 cases to monitor, witness and report on a subject celebrity's behavior and interaction with
2 children and other family members. My reports are often used as evidence in child custody and
3 marriage dissolution proceedings.

4 4. In or about October 2007, Family Care Monitoring Services was retained by the
5 law firm of Trope & Trope, attorneys for Britney Spears ("Britney"), to monitor, witness and
6 report on Britney's interaction with her two children, Sean Preston Federline and Jayden James
7 Federline.

8 5. I was the primary monitor assigned to the case. There were two alternate
9 monitors.

10 6. For all but one week during a seven (7) month period of October 2007 through
11 April 2008, I monitored Britney and her children each week from approximately noon on Friday
12 through the following Monday morning, and on Tuesdays from approximately 9:00 a.m. to
13 approximately 5:00 p.m. During that seven month time period, my sole responsibility was to
14 monitor and document how Britney behaved and interacted with her two children.

15 7. For most of the time I was with Britney, the only persons constantly present with
16 her were the two children, a housekeeper named Sabi, and one of three of Britney's personal
17 assistants, including, without limitation, her cousin, Alli Sims.

18 8. Sam Lutfi ("Lutfi") was also present approximately two-thirds of the time I was
19 monitoring Britney. Lutfi never slept over at Britney's home in Malibu, California at any time
20 when I was present.

21 9. Mr. Lutfi often spent the night in a guest room at Britney's home in Beverly Hills.
22 My room was located between Lutfi's and Britney's rooms.

23 10. I am informed and believe that Britney's mother, Lynne Spears ("Lynne") has
24 stated in her book, "Through the Storm", that she believed Mr. Lutfi was intentionally trying to
25 shut Britney's family out of her life. Based on my own personal knowledge and experience, I do
26 not believe that Lynne's belief has any valid foundation.

27 11. During the time I monitored Britney, Lutfi constantly encouraged Britney to make
28 peace with her parents, especially her mother, Lynne. For example, on more than one occasion,

1 Lynne would call or send Britney a text message. Britney would then get irate, yelling and
2 calling her mother names. On each of these occasions, Lutfi would attempt to calm Britney
3 down and would encourage her to call Lynne or respond to the message.

4 12. On one occasion, in November 2007, I was present at Britney's residence when
5 Lynne appeared at the front gate asking to be let in. I witnessed Britney refuse to allow her
6 mother to enter. I also witnessed Lutfi telling Britney that she should let Lynne into the house to
7 talk.

8 13. I am also informed and believe that, in her book, Lynne asserts that Lutfi told her
9 that he had thrown away all of Britney's cell phone chargers and cut phone lines at Britney's
10 house. Based on my own personal knowledge and experience, I do not believe that this assertion
11 is true.

12 14. At all times during the period in which I monitored Britney, the telephones at her
13 houses were always in order. I was keenly aware of this fact since, as a family care monitor, I
14 must have the ability to make emergency telephone calls at all times. Since cell phone reception
15 is very poor around Britney's homes, my ability to use house telephones was a necessity.

16 15. On several occasions, I witnessed Britney calling the telephone company and
17 requesting that her telephone service be disconnected or asking her housekeeper, Sabi, to make
18 such a call. In addition, based on the fact that I often saw Britney talking on her cell phones, I do
19 not believe there was ever any time in which Lutfi confiscated any or all of Britney's cell phone
20 chargers.

21 16. I am informed and believe that, in her book, Lynne also asserts that Lutfi told her
22 that he had ground up pills, such as Risperdol and Seroquel, in Britney's food in attempt to keep
23 her sedated and out of trouble. Based on my own personal knowledge and experience, I do not
24 believe that this assertion is true.

25 17. As a family care monitor, I am required to be aware of all drugs (prescription or
26 otherwise) being taken by the persons I am monitoring. During the seven month period in which
27 I monitored Britney, she was taking anti-depressant medication as prescribed by her doctors. I
28 witnessed Britney taking this medication on an almost daily basis. I am unaware that she had

1 been prescribed any other such medications. I also witnessed that the anti-depressant drugs had
2 the opposite of a sedating effect on Britney.

3 18. I am informed and believe that, in her book, Lynne further asserts that Lutfi told
4 Lynne that he disabled Britney's cars so that she could not leave her house unattended. Based on
5 my own personal knowledge and experience, I do not believe that this assertion is true.

6 19. At no time during the period in which I monitored Britney did I ever witness her
7 have any difficulty starting any of her cars. In fact, on most occasions, Britney would request
8 either I, or one of the alternate monitors, drive her in her car to run errands, etc. Each time I did
9 so, the car was in perfect working order. I never had to request that any car be restored to
10 running condition.

11
12 I hereby declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true and correct.

14
15 Executed this 5th day of December 2008, at Los Angeles, California.

16
17 
18 Robin Johnson

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7 Attorneys for Plaintiff Sam Lutfi

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**

10
11 SAM LUTFI, an individual,

12 Plaintiff,

13 vs.

14 LYNNE IRENE BRIDGES SPEARS, an
15 individual, et al.,

16 Defendants.
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DECLARATION OF FILIPE TEIXEIRA

20 I, Filipe Teixeira, do hereby declare:

21 1. I am over the age of eighteen. I am not a party to this action. Except as to those
22 facts that are stated herein on information and belief, as to the following facts, I know them to be
23 true of my own knowledge. If called upon to testify, I would and could testify competently to the
24 facts set forth herein.

25 2. I work as a paparazzo, taking pictures of celebrities including, without limitation,
26 Britney Spears ("Britney").

27 3. I first met Britney in December 2007. On or about January 30, 2008, I entered her
28 Beverly Hills home for the first time as she was having an argument with Sam Lutfi ("Lutfi").

Declaration of Filipe Teixeira

1 4. During the course of the argument with Lutfi, Britney asked me to drive her to her
2 home in Malibu, California. Britney and I then got into my car and drove away.

3 5. While I was driving Britney to her Malibu residence, Britney changed her mind
4 and asked to be taken back to her Beverly Hills residence. I turned the car around, left Britney at
5 her Beverly Hills residence, and left the premises.

6 6. Later that same evening, I had followed Britney to a Ralph's grocery. While I was
7 waiting outside, I received a telephone call from Britney asking me to join her inside. Shortly
8 thereafter, Britney and I left the grocery store in my car.

9 7. While we were driving, Britney grew concerned about leaving her car in the
10 grocery store parking lot. She then had me drive her back to the store to pick up her car. Britney
11 and I left the store in our separate cars and returned to her home in Beverly Hills.

12 8. When we arrived at the Beverly Hills residence, Lutfi was there. Lutfi appeared
13 happy to see Britney and she appeared happy to see him. We then went inside the house and
14 ordered food.

15 9. Around 7:00 p.m. that same night, Britney received news that her father had
16 arrived. Britney stated that she did not want to see him. Britney then got in her car and asked me
17 to come with her. While in her car, Britney repeatedly stated that she was afraid of her father and
18 did not want to see him.

19 10. While I was still in the car, and before we had gone too far, Adnan Ghalib,
20 another paparazzo, arrived and blocked Britney's car with his own, causing her to stop. Britney
21 initially seemed startled by Mr. Ghalib's actions, but subsequently got into Mr. Ghalib's car and
22 left.

23 11. I returned Britney's car to the Beverly Hills residence around 9:00 p.m. When I
24 arrived, Lutfi was at the residence along with Britney's mother, Lynne Spears ("Lynne") and her
25 friend, "Jackie".

26 12. During the ensuing half hour, I witnessed Lutfi repeatedly trying to convince
27 Lynne to go after her daughter. While in my presence, Lynne, while expressing concern over her
28 daughter's whereabouts, refused to do so, stating that she did not want to have to deal with the

1 paparazzi. Lynne Spears appeared more concerned about herself than she did about her daughter,
2 Britney.

3 13. Shortly thereafter, I overheard Lutfi calling Mr. Ghalib and asking him to bring
4 Britney back to the Beverly Hills residence. I left the residence shortly after Britney returned.

5 14. I am informed and believe that, in her book, "Through the Storm", Lynne has
6 accused Lutfi of throwing away all of Britney's cell phone chargers and cutting the phone lines at
7 Britney's house. Based on my own personal knowledge and experience, I do not believe that
8 this assertion is true.

9 15. At all times during the period of December 2007 through January 30, 2008, I
10 often received telephone calls from Britney from her cell phone.

11 16. At no time during the period of December 2007 through January 30, 2008, did I
12 ever witness Britney without a working cell phone.

13 17. At no time during the period of December 2007 through January 30, 2008, did
14 Britney ever mention being unable to make calls from her cell phone or any other phone in her
15 house.

16 18. At no time during the period of December 2007 through January 30, 2008, did I
17 witness anyone at Britney's Beverly Hills residence having any difficulty making telephone calls
18 from any of Britney's house phones.

19 19. At no time during the period of December 2007 through January 30, 2008, did I
20 ever hear anyone mention having any difficulty making telephone calls from any of Britney's
21 house phones.

22 20. I am informed and believe that, in her book, Lynne asserts that Lutfi told her that
23 he disabled Britney's cars so that she could not leave her house unattended. Based on my own
24 personal knowledge and experience, I do not believe that this assertion is true.

25 21. Throughout the period I was with Britney, I often witnessed her driving her cars
26 and often at dangerous speeds, well in excess of the legal speed limit. In fact, on one occasion, I
27 was pulled over for speeding while attempting to keep up with and follow Britney.

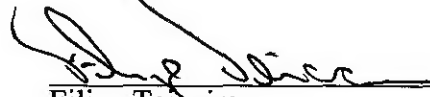
28 22. On one particular occasion, I heard Britney's doctor advise Lutfi that it would

1 not be a good idea for Britney to be allowed to drive as a result of her being on medication and
2 her medical condition.

3 23. At no time during the period in which I worked with Britney did I ever witness
4 Britney have any difficulty starting any of her cars. In fact, in all of the time Britney and I were
5 together, neither Britney nor I had any difficulty starting any of her cars.

6
7 I hereby declare under penalty of perjury under the laws of the State of California that the
8 foregoing is true and correct.

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10 Executed this 16th day of December 2008, at Los Angeles, California.

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13 Filipe Teixeira

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PROOF OF SERVICE

STATE OF CALIFORNIA]
]ss.
COUNTY OF LOS ANGELES]

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 1901 Avenue of the Stars, Suite 500, Los Angeles, California 90067.

On **July 6, 2009**, I served the following document(s) described as:

***DECLARATIONS OF ADNAN GHALIB, ALLI SIMS, ROBIN JOHNSON AND
FILIPE TEIXEIRA IN SUPPORT OF PLAINTIFF SAM LUTFI'S OPPOSITION TO
DEFENDANT LYNNE SPEARS' MOTION TO STRIKE PURSUANT TO ANTI-SLAPP
STATUTE***

on the interested parties in this action as follows:

☒ STATE

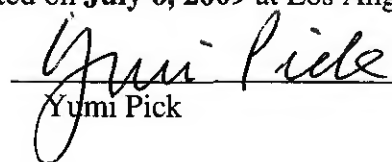
☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. from **(310) 201-0045** to _____. The transmission was reported as complete and without error, and a transmission report was properly issued by the transmitting facsimile machine.

☐ by placing a true copy of the document(s) listed above in a sealed envelope(s), with postage thereon fully prepaid, addressed as set forth below. I am readily familiar with the firm's practice for collection and processing of correspondence and other materials for mailing with the United States Postal Service. On this date, I sealed the envelope(s) containing the above materials and placed the envelope(s) for collection and mailing at the address above following our office's ordinary business practices. The envelope(s) will be deposited with the United States Postal Service on this date, in the ordinary course of business.

☒ by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill and causing the envelope to be delivered to a Federal Express agent for next business day delivery to the address(es) listed below.

PLEASE SEE THE ATTACHED SERVICE LIST.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this Proof of Service was executed on **July 6, 2009** at Los Angeles, California.


Yumi Pick

SERVICE LIST

LUTFI v. SPEARS, ET AL.

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Bonita D. Moore, Esq.
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*Attorneys for James P. Spears and Andrew Wallet as co-conservators of the Estate of Britney Jean Spears, on behalf of Defendant Britney Jean Spears
(Fedex Tracking Number 869037381254)*

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